

AN ACT

ENTITLED, An Act to revise certain provisions regarding the handling of inmate accounts and property to deceased, discharged, and escaped inmates.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 24-5-5 be amended to read as follows:

24-5-5. If any inmate of the penitentiary dies, is discharged, or escapes, leaving at the penitentiary funds in the inmate's institutional account or other tangible personal property of value, the warden shall apply these funds towards the inmate's obligations as provided for in § 24-2-29. At the warden's discretion, tangible personal property of value may be sold, donated to charity, discarded, returned to an heir, or used for the benefit of the penitentiary. If the funds exceed the inmate's obligations as provided for in § 24-2-29, the excess balance shall be given back to the inmate or an heir of the inmate. Otherwise, the excess balance shall be deposited in the state general fund.

Section 2. That § 24-5-6 be amended to read as follows:

24-5-6. If any inmate of the state penitentiary dies or is discharged from the penitentiary with a negative balance in the inmate's institutional account, the warden may close out that account.

An Act to revise certain provisions regarding the handling of inmate accounts and property to deceased, discharged, and escaped inmates.

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I certify that the attached Act
originated in the

SENATE as Bill No. 58

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 58
File No. _____
Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor
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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State